

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION

UNITED STATES OF AMERICA,)
)
v.) NO. 3:10-cr-00260-14
) Judge Haynes
MUHIYADIN HASSAN) Magistrate Judge Bryant
)

MOTION TO MODIFY CONDITIONS
OF PRETRIAL RELEASE AND MEMORANDUM OF LAW

The Defendant, Muhiyadin Hassan, by and through counsel, hereby moves this Honorable Court for an Order modifying his conditions of pretrial release by removing the requirements that he wear an electronic monitoring device; to wit, an ankle bracelet and be restricted to home confinement.

PROCEDURAL BACKGROUND

Muhiyadin Hassan was indicted on October 20, 2010 and arrested on November 8, 2010. A second superceding indictment was filed on May 4, 2011. A third superceding indictment was filed on August 22, 2012.

Mr. Hassan was charged with Counts 1-2 of the third superceding indictment in this case filed on August 22, 2012, which involve allegations of conspiracies involving sex trafficking of minor children and being involved in Somali gangs. He was charged in Counts 3 and 6, which are obstruction of justice counts related to the alleged sex trafficking in Counts 1-2. He was also charged in Counts 16 and 19, which are theft and fraud related counts respectively.

*ORDER
Based upon
the Fifth and
Eighth Circuit
decisions, this
motion is
DENIED as to
any facial
challenges
and the
applicable
challenge
does not
state
grounds
for
relief.
J. [Signature]
12-13-12*